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# Legislative Notice

Editor, Judy Gorman Prinkey

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## **S. 2260 – Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriation Bill, FY 1999**

Calendar No. 449

Reported by the Appropriations Committee July 2, 1998, by a vote of 28 to 0. S. Rept. 105-235.

### **NOTEWORTHY**

- S. 2260, as reported by the Committee, provides \$33.24 billion in new budget authority. This amount is \$1.12 billion more than the FY 1998 appropriated level but \$3.65 billion less than the President's request, largely because of the Committee's decision not to approve advanced appropriations.
- The Committee bill provides funding to support —
  - The Department of Justice (\$17.8 billion) and its component agencies such as the Federal Bureau of Investigation, the Immigration and Naturalization Service, and the Drug Enforcement Administration;
  - The Department of Commerce and related agencies (\$4.89 billion), of which \$2.2 billion supports the National Oceanic and Atmospheric Administration;
  - The Federal Judiciary (\$3.61 billion);
  - The Department of State and related agencies (\$5.6 billion), including contributions and arrearages for United Nations organizations and international peacekeeping, plus the U.S. Information Agency and the Arms Control and Disarmament Agency; and
  - Other Agencies (\$1.41 billion), including the Securities and Exchange Commission, the Small Business Administration, the Federal Communications Commission, and the Legal Services Corporation.

## HIGHLIGHTS

Appropriation Account	FY 1998 Level	Budget Estimate	Senate Committee Recommendation
Justice Department	\$17,764,460,000	\$18,294,840,000	\$17,799,117,000
Commerce Dept., Related Agencies	4,315,405,000	7,792,793,000	4,893,394,000
Federal Judiciary	3,463,635,000	3,806,860,000	3,607,586,000
State Department	4,037,250,000	4,239,659,000	4,504,628,000
State Department Related Agencies	1,146,658,000	1,162,700,000	1,095,201,000
Related Agencies	1,489,499,000	1,612,426,000	1,409,428,000
Rescissions	-100,000,000	-45,326,000	-45,236,000
<b>TOTALS</b>	<b>32,123,907,000</b>	<b>36,863,952,000</b>	<b>33,239,060,000</b>

## BILL PROVISIONS

### Total Funding Levels

The Committee bill recommends a total of \$33.24 billion in new fiscal year 1999 spending authority for the Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies. The recommendation meets the budget authority and outlay limits established in the revised 602(b) allocation. The bill provides \$1.1 billion more in new budget authority than was appropriated for fiscal year 1998. Since funds for UN arrears are above the caps, the bill is \$1.1 billion less than the President's request.

### Title I — Department of Justice

The Committee Bill includes major increases for law enforcement, notably for juvenile programs, counterterrorism initiatives, antidrug, and other anticrime programs. The Department of Justice receives \$17.8 billion, which is \$34.7 million more than the FY 1998 appropriation but \$495.7 million less than the budget estimate. This amount includes appropriations for the following agencies:

- The **Federal Bureau of Investigation** is appropriated \$2.96 billion.
- The **Drug Enforcement Administration** receives an allocation of \$1.22 billion.

- The **Immigration and Naturalization Service** is provided \$3.94 billion with \$1.56 billion in offsetting fees.
- The **Federal Prison System** is allocated \$3.3 billion.

**Other notable features in Title I include:**

- Accelerated and expanded efforts by U.S. Attorneys to collect the estimated \$34 billion in unpaid child support.
- Local Law Enforcement Block Grant funded at \$500 million.
- \$210 million for a new safe schools initiative to reduce the level of violence in our schools as evidenced by recent tragic events.
- \$25 million to provide law enforcement officers with bullet proof vests.
- Enhances INS border control and interior enforcement by recommending 1,000 new Border Patrol agents and 100 new special and immigration agents, detention officers, and support staff.
- Additional funding to address a comprehensive and coordinated response for counterterrorism efforts. Included in this funding is \$194 million for the Counterterrorism Fund to address the increasing threat of domestic and international terrorism. Also included is \$8.7 million for the FBI to continue the improvement of counterterrorism readiness capabilities against weapons of mass destruction.
- Directs the Attorney General to conduct a counterterrorism readiness exercise involving the leadership of all agencies who would respond to a terrorist incident.
- \$17.4 million to establish dedicated FBI computer crime squads and to enhance the operations of the National Infrastructure and Protection Center (NIPC).
- In the Office of Justice Programs, there is \$10 million for counterterrorism technologies, \$2 million for State and local counterterrorism training and \$25 million for the regional information sharing system.
- \$5.2 million in additional funding for the FBI's efforts to combat child abductions and serial killings; \$17.2 million for the missing children program; including \$8.1 million for the National Center for Missing and Exploited Children, of which \$1.9 million is

provided for Internet investigations; and \$1.25 million for the Jimmy Ryce Law Enforcement Training Center for State and local law enforcement investigations.

- \$24 million and \$13 million respectively for DEA's methamphetamine initiative and heroin strategy. Additionally, \$15.5 million under the Community Oriented Policing Services to combat methamphetamine production and trafficking.
- Directs the Attorney General to create an anti-drug strategy to coordinate policy and operational capabilities.
- \$21.8 million for regional drug enforcement teams to address ever changing threats, and \$5.6 million to deal with the influx of violent drug-trafficking groups based in the Caribbean.
- \$144 million for improved law enforcement in Native American communities.
- Increased funding to support State and local law enforcement, including \$1.44 billion for the Community Oriented Policing Services (COPS) Program, \$711 million for State prison grants, and \$552 million for the Edward Byrne Memorial State and Local Law Enforcement Grant Program.
- \$282.75 million for the Violence Against Women Program, including \$10 million to address such violence on college campuses.
- An increase to \$284.6 million for juvenile justice programs. In addition, \$100 million for the Juvenile Accountability Incentive Block Grant program.
- Reestablishes and enacts into permanent law the 245(i) program, which allows illegal aliens to adjust to legal status.
- \$63.7 million for the cost of the *Winstar* litigation, which has an estimated liability of \$32 billion.

## **Title II — Department Commerce**

The Committee bill provides funding of \$4.89 billion, an increase of \$578 million over the FY 1998 appropriation but \$2.9 billion less than the President's request. A major portion of the difference between the recommended figure and the budget estimate is the Committee's decision to not fund advance appropriations for FY 2000 through FY 2011 for the National Oceanic and Atmospheric Administration. The bill allocates funds for the Department of Commerce and related agencies as follows:

- The National Oceanic and Atmospheric Administration is funded at \$2.2 billion.

- The **U.S. Trade Representative** is funded at \$24.8 million and the **International Trade Commission** is funded at \$45.5 million.
- The **International Trade Administration** is funded at \$304.2 million. The **Bureau of Export Administration** is funded at \$45.7 million.
- **Bureau of the Census** funding is \$1.1 billion. Salaries and expenses for the agency are funded at a level of \$141.8 million. There is no bill language regarding full enumeration rather than sampling.
- The **National Telecommunications and Information Administration** is funded at \$42.8 million. The public broadcasting grant program is funded above the President's request at \$20.9 million. The **Information Infrastructure** grants are funded at \$11 million.
- The bill funds **NIST (National Institutes of Standards and Technology) Scientific and Technical Research and Services** at \$646.7 million. The **Advanced Technology Program (ATP)** program is at a level of \$192.5 million and the **Manufacturing Extension Partnership (MEP)** program is at \$106.8 million.
- The **Minority Business Development Agency** is funded at \$25.3 million.

### **Title III — The Judiciary**

Title III of the S. 2260 provides \$3.61 billion for the federal judiciary to maintain current operations and to provide cost-of-living increases for justices and judges. This title includes:

- Funds for a \$6.9 million cost of living adjustment for justices and judges.
- Additional funds for the multi-year renovation of the Supreme Court building.
- Increases **Defender Services**; probation and pre-trial services; and court security.

### **Title IV — Department of State and Related Agencies**

This title provides funding for the Department of State, the U.S. Information Agency, and the Arms Control and Disarmament Agency (ACDA) in the amount of \$5.6 billion, which is \$415.9 million more than FY 1998 funding and \$197.5 million more than the budget request. Among the important provisions in this title are:

- \$2.9 billion for Administration of Foreign Affairs, the **State Department's** largest account. This figure includes \$1.69 billion for diplomatic and consular programs.
- \$118 million for the Department of State for computer and telecommunications modernization.
- \$5 million for language-education programs discontinued by the Department.
- An additional \$146.8 million over last year's appropriation for security and maintenance of U.S. Missions worldwide.
- Payment of international organization and peacekeeping funds, including \$475 million for UN arrears which is subject to authorization. Additionally, arrears are linked with costs incurred by the United States in enforcing UN sanctions against Iraq.
- \$43.4 million for the **Arms Control and Disarmament Agency**. The requested amount was provided based on the crisis in India and Pakistan.
- Funds for the United States Information Agency include \$205 million for educational and cultural exchanges; for Voice of America, Radio Free Asia, and Worldnet Television; and for the East-West Center, North-South Center, and the National Endowment for Democracy.

## **Title V — Related Agencies**

The Committee recommends a total of \$1.41 billion for related agencies, which is a reduction of \$80.1 million from FY 1998 and \$203 million less than the President's request. This title includes:

- Funding of \$3.5 million for a **Commission on Ocean Policy** to review U.S. policies related to oceans and coastal activities.
- The **Maritime Administration** is funded at \$177.5 million with a level of \$97.7 million for the Maritime Security Program.
- The **Small Business Administration** is funded at \$613.6 million.
- \$2.5 million for the **Federal Trade Commission** to establish an 800 number to address consumer fraud, particularly of the elderly.
- The **Federal Communications Commission** is funded at \$197.9 million. No funds are provided for any relocation of the agency to a new site.

- S. 2260 provides \$300 million for **Legal Services Corporation**, including \$288.7 million for basic services. The bill continues debarment procedures for Legal Services Corporation grantees in violation of the laws and regulations guiding the Corporation.

## **Title VI — General Provisions**

Title VI of S. 2260 includes a number of provisions related to reprogrammings, reorganizations, and relocations. As in previous years, the Committee has inserted section 605 under title VI of the general provisions of the bill. This section restates previous law with regard to the reprogramming of funds between programs or activities.

## **Title VII — Rescissions**

The Committee bill rescinds \$45.3 million from the working capital fund at the Department of Justice. Rescission amounts are based on estimates provided to the Committee on or before June 19, 1997.

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### **COST**

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CBO estimates that the bill would result in outlays of \$21.93 billion in FY 1999, \$6.29 billion in FY 2000, \$3.2 billion in FY 2001, \$1.35 billion in FY 2002, and \$131 million in FY 2003 and beyond.

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### **POSSIBLE AMENDMENTS**

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No information on possible amendments was available at press time.

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